RECEIVED CENTRAL FAX CENTER

T-222 P.008/008 F-223

APR 2 4 2006

PTO/SB/28 (08-03)

Approved for use through 07/31/2008. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a cohoction of information unless it displays a valid QMB control number.

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional) 205-029 Con

In re Application of: Noah Montena

Application No. 10/699,963 Filed: November 3,2003

For: High Voltage Surge Protection Element For Use With CATV Coaxial Connectors

The owner, John Mezzalingua Associates, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6.683,773. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutority disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer grant.

whole or	ance fee, is held unenforceable, is found invalid by terminally disclaimed under 37 CFR 1.321, has all manner terminated prior to the expiration of its full s	claims cancelled by a reexamination certificat	e, is reissued, or
Chec	k either box 1 or 2 below, if appropriate.		
1.	For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.		
information false stat	I hereby declare that all statements made herein of on and belief are believed to be true; and further the dements and the like so made are punishable by fir de States Code and that such willful false statement dereon.	at these statements were made with the knowne or imprisonment, or both, under Section 10	rledge that willful 101 of Title 18 of
2. 🖾	The undersigned is an attorney of record.	In Men	April 21, 2006
	P	Signature	Date
		James R. Muldoon	
	_	Typed or printed name	
	-	315-425-9000	
		Telephone Number	
⊠ Termin	nal disclaimer fee under 37 CFR 1.20(d) is included	•	
	WARNING: Information on this form may be be included on this form. Provide credit ca	come public. Credit card information should rd information and authorization on PTO-20	
*Staten Form P	nent under 37 CFR 3.73(b) is required if terminal dis TO/SB/96 may be used for making this certification.	sclaimer is signed by the assignee (owner). . See MPEP § 324.	

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case, Any comments on the smount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO TMIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and setect option 2.